

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 2830
OFFERED BY MR. MARKEY OF MASSACHUSETTS**

At the end of title VII add the following:

1 **SEC. 708. REVIEW OF LIQUEFIED NATURAL GAS FACILI-**
2 **TIES.**

3 (a) NOTICE OF DETERMINATION.—Consistent with
4 other provisions of law, the Secretary of Homeland Secu-
5 rity must notify the Federal Energy Regulatory Commis-
6 sion when a determination is made that the waterway to
7 a proposed waterside liquefied natural gas facility is suit-
8 able or unsuitable for the marine traffic associated with
9 such facility.

10 (b) FEDERAL ENERGY REGULATORY COMMISSION
11 RESPONSE.—The Federal Energy Regulatory Commission
12 shall respond to the Secretary's determination under sub-
13 section (a) by informing the Secretary within 90 days of
14 notification or at the conclusion of any available appeal
15 process, whichever is later, of what action the Commission
16 has taken, pursuant to its authorities under the Natural
17 Gas Act, regarding a proposal to construct and operate
18 a waterside liquefied natural gas facility subject to a deter-
19 mination made under subsection (a).